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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

6P1632

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PATENT

Attorney Docket No.: MSA- 004.01  
(20974-401)

In re Application of: Duff et al. )  
Serial No.: 09/247,874 )  
Filed: February 10, 1999 )  
Title: Therapeutics and Diagnostics )  
Based on a Novel IL-1B Mutation )

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service at first class Mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents Washington, D.C. 20231 on :

*C. E. Coker*

Eugene Coker

**Box IDS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(c)**

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Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This submission follows an Office Action therefore in accordance with 1.97(e) and 1.17(p) a fee of \$240.00 is enclosed. A copy of the references is also enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies any of the listed documents as prior art against any claim in the

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application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more documents be applied against the claims of the present application.

Although we believe that we have appropriately provided for any fees due in connection with this submission, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from our **Deposit Account No. 06-1448**.

Respectfully submitted,

FOLEY, HOAG & ELIOT

Date 8/15/00

  
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